

DEFENDANT INFORMATION RELATIVE TO A CRIMINAL ACTION - IN U.S. DISTRICT COURT

BY: ☒ INFORMATION ☐ INDICTMENTMatter Sealed: ☐ Juvenile ☒ Other than Juvenile
☐ Pre-Indictment Plea ☐ Superseding ☐ Defendant Added
☐ Indictment ☐ Charges/Counts Added
☐ Information

Name of District Court, and/or Judge/Magistrate Location (City)

 UNITED STATES DISTRICT COURT San Francisco
 DISTRICT OF Northern California Divisional Office

 Name and Office of Person
 Furnishing Information on
 THIS FORM MELINDA HAAG
☐ U.S. Atty ☐ Other U.S. Agency
 Phone No.

 Name of Asst.
 U.S. Attorney Benjamin Kingsley
 (if assigned)

PROCEEDING

Name of Complainant Agency, or Person (& Title, if any)

Federal Bureau of Investigation

☐ person is awaiting trial in another Federal or State Court
 (give name of court)

☐ this person/proceeding transferred from another district
 per (circle one) FRCrP 20, 21 or 40. Show District

☐ this is a reprosecution of charges
 previously dismissed which were
 dismissed on motion of:

☐ U.S. Atty ☐ Defense

☐ this prosecution relates to a
 pending case involving this same
 defendant. (Notice of Related
 Case must still be filed with the
 Clerk.)

☐ prior proceedings or appearance(s)
 before U.S. Magistrate Judge
 regarding this defendant were
 recorded under
SHOW
DOCKET NO.MAG. JUDGE
CASE NO.Place of
offense

County

CASE NO.

USA vs

Defendant:

Joseph Noel

 Address: 1155 C Arnold Drive
 P.O. Box 168
 Martinez, CA 94553

 SEALED
 BY COURT ORDER

☐ Interpreter Required Dialect:

 Birth Date 2/23/1961
☒ Male ☐ Alien
☐ Female (if applicable)

Social Security Number

DEFENDANT

Issue: ☐ Warrant ☒ Summons on 6/3/2014 at 9:30 a.m.

Location Status:

Arrest Date or Date Transferred to Federal Custody

☐ Currently in Federal Custody☐ Currently in State Custody☐ Writ Required☐ Currently on bond☐ FugitiveDefense Counsel (if any): Ted Cassman
☐ FPD ☐ CJA ☒ RET'D
☐ Appointed on Target Letter☐ This report amends AO 257 previously submitted

OFFENSE CHARGED - U.S.C. CITATION - STATUTORY MAXIMUM PENALTIES - ADDITIONAL INFORMATION OR COMMENTS

Total # of Counts 3

Set	Title & Section/Offense Level (Petty = 1 / Misdemeanor = 3 / Felony = 4)	Description of Offense Charged	Count(s)
	PLEASE SEE ATTACHED FOR		
	PENALTIES		

MELINDA HAAG (CABN 132612)
United States Attorney

FILED
2014 MAY 14 A 9:43
RICHARD W. WIERING
CLERK, U.S. DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

SEALED
BY COURT CLERK

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

VC

CR 14 264

UNITED STATES OF AMERICA,

Plaintiff,

v.

JOSEPH NOEL,

Defendant.

)
)
) VIOLATION: 18 U.S.C. § 1348 – Securities Fraud;
) 18 U.S.C. § 981(a)(1)(C) & 28 U.S.C. § 2461 –
) Criminal Forfeiture
)
)
)

) SAN FRANCISCO VENUE

INFORMATION

The United States Attorney charges:

1. From in or about December 2009 to in or about July 2011, in the Northern District of California, the defendant,

JOSEPH NOEL,

did knowingly execute and attempt to execute a scheme and artifice to defraud persons and to obtain, by means of false and fraudulent pretenses, representations, and promises, money and property, in connection with securities of YesDTC Holdings, Inc., an issuer with a class of securities registered under Section 12 of the Securities Exchange Act of 1934 (15 U.S.C. § 78l) and that was required to file reports under Section 15(d) of the Securities Exchange Act of 1934 (15 U.S.C. § 78o(d)), in violation of Title 18, United States Code, Section 1348.

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INFORMATION

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1 FORFEITURE ALLEGATION: (18 U.S.C. § 981(a)(1)(C) & 28 U.S.C. § 2461 – Forfeiture of
2 Fraud Proceeds)

3 2. The allegations in Paragraph 1 are realleged and incorporated by reference for the
4 purpose of alleging forfeiture pursuant to Title 18, United States Code, Section 981(a)(1)(C), and Title
5 28, United States Code, Section 2461.

6 3. Upon conviction of any the offenses alleged in the single count above, the defendant,
7
8 JOSEPH NOEL
9 shall forfeit to the United States, pursuant to Title 18, United States Code, Section 981(a)(1)(C), and
10 Title 28, United States Code, Section 2461, any property, real and personal, which constitutes or is
11 derived from proceeds traceable to said violations, including but not limited to a sum of not less than
12 \$367,221, representing the amount of proceeds obtained as a result of the offenses alleged in the single
13 count.
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15 DATED: May 13, 2014

MELINDA HAAG
United States Attorney

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19 J. DOUGLAS WILSON
20 Chief, Criminal Division
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23 (Approved as to form: )
24 Benjamin Kingsley
25 Assistant United States Attorney
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PENALTY SHEET ATTACHMENT

Count One:

18 U.S.C. § 1348 – Securities Fraud

Maximum penalties: 25 years imprisonment (18 U.S.C. § 1348)
\$250,000 fine (18 U.S.C. § 3571(b)(3))
5 years supervised release (18 U.S.C. § 3583(b)(1))
\$100 special assessment (18 U.S.C. § 3013)